

TITLE 22. EMERGENCY MEDICAL SERVICES AUTHORITY
[Notice Published June 24, 2009]

NOTICE OF PROPOSED RULEMAKING

The Emergency Medical Services Authority (EMSA) proposes to adopt the proposed Advanced EMT regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The EMSA will hold a public hearing to permit all interested parties the opportunity to present statements, arguments, written materials, or contentions relevant to the proposed action described in the informative digest. The public hearing will be held on:

Date: September 8, 2009
Time: 1:00 p.m. to 2:30 p.m.
Location: EMS Authority, 1930 9th Street, Sacramento, CA 95811

The facility to be used for the public hearing is accessible to persons with mobility impairments. Persons with sight or hearing impairments are asked to write Laura Little at the address above or call Ms. Little at (916) 322-4336, extension 461 to make special arrangements, if necessary.

WRITTEN COMMENT PERIOD

Interested persons are invited to submit written comments on the proposed regulatory action to the EMSA. The written comment period end closes at **5:00 p.m. on September 8, 2008**. The EMSA will consider only comments received at the EMSA office by that time. Submit comments to:

Laura Little, BLS Coordinator, Personnel Standards Unit
EMS Authority
1930 9th Street
Sacramento, CA 95811
Telephone: (916) 322-4336, extension 461
Fax: (916) 324-2875
E-mail: laura.little@emsa.ca.gov

AUTHORITY AND REFERENCE

The Health and Safety Code, Section 1797.107 authorizes the EMSA to adopt the proposed regulations, which would implement, interpret, or make specific Sections 1797.2, 1797.53, 1797.171, 1797.176, 1797.178, 1797.206, 1797.210, 1797.218, 1797.220, 1798.2, 1798.3, and 1798.105 of the Health and Safety Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current law authorizes the EMSA to adopt minimum standards for the training and scope of practice for Advanced EMTs. Current law also authorizes the EMSA to adopt minimum standards for the certification and recertification of Advanced EMTs.

The EMSA proposes to amend Chapter 3 of Division 9, of Title 22. This Chapter of Regulations was last revised in 1988 and there have been numerous advances and changes in prehospital training, certification, scope of practice, and medical control pertaining to Advanced EMTs both nationally and in California. These amendments are intended to:

1. Replace the term “EMT-II” with the term “Advanced EMT”.
2. Update, and clarify numerous elements of the Advanced EMT Chapter of Regulations pertaining to Advanced training, certification, medical control, and scope of practice requirements.
3. Make the training, certification, and medical control requirements consistent with the similar requirements contained in the EMT and Paramedic Regulations.
4. Offer a feasible and appropriate limited advanced life support alternative to paramedic services for those communities that have difficulty in implementing and sustaining paramedic services.
5. Incorporate by reference the Advanced EMT Model Curriculum, EMSA #133, June 2008.
6. Incorporate by reference the Advanced EMT Skills Competency Form, EMSA-AEMT SCVF (01/07)

DISCLOSURES REGARDING THE PROPOSED ACTION

The EMSA has made the following determinations:

- Mandate on local agencies and school districts: None.
- Cost or savings to any state agency: This would only impact those statewide public safety agencies (CHP, CDF, DPR) that may wish to implement Advanced EMT services and/or EMT-II services. Costs will vary throughout the state and would include training, equipment, supplies, continuous quality improvement measures and in some cases certification fees. The standards proposed in this regulation revision are optional and not mandatory.
- Costs to any local agency or school district which must be reimbursed in accordance with the Government Code Sections 17500 through 17630: None.
- Other nondiscretionary cost or savings imposed on local agencies: This would only impact those local agencies that may wish to implement Advanced EMT services. Costs will vary throughout the state and would include training, equipment, supplies, continuous quality improvement measures and in some

cases certification fees. The standards proposed in this Regulation revision are optional and not mandatory.

- Cost or savings in federal funding to the state: None.
- Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.
- Cost impacts on a representative private person or business: This would only impact those private businesses, such as private ambulance companies, that may wish to implement Advanced EMT services. Costs will vary throughout the state and would include training, equipment, supplies, continuous quality improvement measures and in some cases certification fees. The standards proposed in this Regulation revision are optional and not mandatory.
- Adoption of these regulations will not:
 - (1) create or eliminate jobs within California;
 - (2) create new businesses or eliminate existing businesses with California; or
 - (3) affect the expansion of businesses currently doing business within California.
- Significant effect on housing costs: None.

SMALL BUSINESS DETERMINATION

The EMSA has determined that the proposed regulation may affect a small ambulance company that wishes to increase the level of service from basic life support to limited advanced life support with Advanced EMT services. Costs will vary throughout the state and would include training, equipment, supplies, continuous quality improvement measures and in some cases certification fees. The small ambulance provider will also need to seek approval from their local EMS agency to become an Advanced EMT service provider which may involve a contract and performance requirements as specified by the local EMS agency. The standards proposed in this Regulation revision are optional and not mandatory.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a) (13), the EMSA must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the EMSA would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

The EMSA invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSON

Primary Contact Person:

Laura Little
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EMS Authority
1930 9th Street
Sacramento, CA 95811
e-mail: laura.little@emsa.ca.gov
Phone: (916) 322-4336, extension 461
Fax: (916) 324-2875

Alternate Contact Person:

Sean Trask
Manager, Personnel Standards Unit
EMS Authority
1930 9th Street
Sacramento, CA 95811
e-mail: sean.trask@emsa.ca.gov
Phone: (916) 322-4336, extension 408
Fax: (916) 324-2875

Please direct requests for copies of the proposed text of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based to Ms. Little at the above address.

AVAILABILITY OF INITIAL STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The EMSA will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. The rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Ms. Little at the address above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

Following the public hearing and after considering all timely and relevant comments received, the Commission on Emergency Medical Services may approve for adoption and the EMSA may adopt the proposed regulation substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the EMSA will make the modified text, with the changes clearly indicated, available to the public for at least 15-days before adoption of the regulations as revised. Please

send requests for copies of any modified regulations to the attention of Laura Little at the address indicated above. The EMSA will accept written comments on the modified regulations for 15-days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Laura Little at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout format, can be accessed through the EMSA's website at www.emsa.ca.gov.